



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/929,527 | 08/14/2001 | Stephen H. Strange | 112056-0032 |

CONFIRMATION NO. 8215

24267
CESARI AND MCKENNA, LLP
88 BLACK FALCON AVENUE
BOSTON, MA 02210

FORMALITIES LETTER



OC000000006569059

Date Mailed: 09/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$626.
 - \$306 for 17 total claims over 20.
 - \$320 for 4 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1466.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

12/05/2001 STEUNEL1 00000031 09929527

| | |
|-----------|-----------|
| 01 FC:101 | 740.00 OP |
| 02 FC:103 | 306.00 OP |
| 03 FC:102 | 336.00 OP |
| 04 FC:105 | 130.00 OP |



AA

12 - 03 - 01

\$ 5/20/01

PATENTS
112056-0032

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:
Stephen H. Strange et al.

Serial No.: 09/929,527

Filed: August 14, 2001

For: SYSTEM AND METHOD FOR
FAST REBOOT OF A FILE
SERVER

Examiner: Not yet assigned

Art Unit: Not yet assigned

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
November 15, 2001

"Express Mail" Mailing-Label Number: EL 705609027 US

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Enclosed in response to the Notice to File Missing Parts of Application-Filing Date Granted mailed September 18, 2001, is a Declaration for Patent Application executed by the inventors, along with a check for \$1512.00 to cover the filing fee, additional claims fee and surcharge for this Response. The above-referenced application filed in the Patent and Trademark Office is the application that the inventors executed by signing the enclosed Declaration.

Also enclosed please find an Information Disclosure Statement, a PTO-1449 form and copies of the cited references.

In addition, please find an Assignment, executed by all of the inventors, along with an Assignment cover sheet and a check for \$40.00 to cover the recordation fee.

Please charge any additional fee occasioned by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,



William A. Loginov
Reg. No. 34,863
CESARI AND MCKENNA, LLP
88 Black Falcon Avenue
Boston, MA 02210-2414
(617) 951-2500



PATENTS
112056-0032

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:
Stephen H. Strange et al.

Serial No.: 09/929,527

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Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
November 15, 2001

EXPRESS-MAIL DEPOSIT

“Express Mail” Mailing-Label Number: EL 705609027 US

The following papers are being deposited with the United States Postal Service
“Express Mail Post Office to Addressee” service pursuant to 37 C.F.R. §1.10:

☒ Power of Attorney
☒ Fee Transmittal Letter
☒ Check No. 4355 for \$40.00
☒ Check No. 4356 for \$1512.00
☒ PTO-1449 and Copies of References
☒ Response to Notice to File Missing
Parts of Nonprovisional Application

☒ Oath or Declaration
☒ Assignment With Recordation Form
Cover Sheet
☒ Information Disclosure Statement
☒ Return Postcard
☒ Copy of Notice to File Missing Parts
of Nonprovisional Application



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 1,552

Complete if Known

| | |
|----------------------|---------------------------|
| Application Number | 09/929,527 |
| Filing Date | August 14, 2001 |
| First Named Inventor | Stephen H. Strange et al. |
| Examiner Name | Not yet assigned |
| Group Art Unit | Not yet assigned |
| Attorney Docket No. | 112056-0032 |

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number **03-1237**
Deposit Account Name **Cesari and McKenna, LLP**
☒ Charge Any Additional Fee Required Under 37 C.F.R. §§1.16 and 1.17
☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:
☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Code | Large Entity Fee (\$) | Small Entity Code | Small Entity Fee (\$) | Fee Description | Fee Paid |
|-------------------|-----------------------|-------------------|-----------------------|------------------------|----------|
| 101 | 740 | 201 | 370 | Utility filing fee | 740 |
| 106 | 330 | 206 | 165 | Design filing fee | |
| 107 | 510 | 207 | 255 | Plant filing fee | |
| 108 | 740 | 208 | 370 | Reissue filing fee | |
| 114 | 160 | 214 | 80 | Provisional filing fee | |
| SUBTOTAL (1) | | | | | 740 |

2. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 37 | 20** | 17 | 306 |
| Independent Claims | 7 | 3** | 336 |
| Multiple Dependent | | | 0 |

| Large Entity Code | Large Entity Fee (\$) | Small Entity Code | Small Entity Fee (\$) | Fee Description |
|-------------------|-----------------------|-------------------|-----------------------|---|
| 103 | 18 | 203 | 9 | Claims in excess of 20 |
| 102 | 84 | 202 | 42 | Independent claims in excess of 3 |
| 104 | 280 | 204 | 140 | Multiple dependent claim, if not paid |
| 109 | 84 | 209 | 42 | **Reissue independent claims over original patent |
| 110 | 18 | 210 | 9 | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$) 642

**or number previously paid, if greater; For Reissues, see below

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|----------|----------|----------|----------|--|----------|
| 105 | 130 | 205 | 65 | Fee Surcharge - late filing fee or oath | 130 |
| 127 | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 | 130 | Non-English Specification | |
| 147 | 2,520 | 147 | 2,520 | For filing a request for ex parte reexamination | |
| 112 | 920 | 112 | 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840 | 113 | 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 | 55 | Extension for reply within first month | |
| 116 | 400 | 216 | 200 | Extension for reply within second month | |
| 117 | 920 | 217 | 460 | Extension for reply within third month | |
| 118 | 1,440 | 218 | 720 | Extension for reply within fourth month | |
| 128 | 1,960 | 128 | 980 | Extension for reply within fifth month | |
| 119 | 320 | 219 | 160 | Notice of Appeal | |
| 120 | 320 | 220 | 160 | Filing a brief in support of an appeal | |
| 121 | 280 | 221 | 140 | Request for oral hearing | |
| 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | 240 | 55 | Petition to revive - unavoidable | |
| 141 | 1,280 | 241 | 640 | Petition to revive - unintentional | |
| 142 | 1,280 | 242 | 640 | Utility Issue fee (or reissue) | |
| 143 | 460 | 243 | 230 | Design Issue fee | |
| 144 | 620 | 244 | 310 | Plant Issue fee | |
| 122 | 130 | 122 | 130 | Petitions to the Commissioner | |
| 123 | 50 | 123 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 126 | 180 | 126 | 180 | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 | 40 | Recording each patent assignment per property (times number of properties) | 40 |
| 146 | 740 | 246 | 370 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 149 | 740 | 249 | 370 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 179 | 740 | 279 | 370 | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 | 900 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 170

SUBMITTED BY

Name (Print/Type) William A. Loginov

Registration No. 34,863
(Attorney/Agent)

Complete (if applicable)

Telephone (617) 951-2500

Signature

Date

November 15, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Office, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OF COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.